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6  
7 **IN THE UNITED STATES DISTRICT COURT FOR THE**  
**NORTHERN DISTRICT OF CALIFORNIA**  
8  
9 **SAN FRANCISCO DIVISION**

10 **UNITED STATES OF AMERICA and** )  
**MARK CLAYBROOKS, Revenue Officer,** ) Case No. C-07-5844-EDL  
11 **Petitioners,** )  
12 **v.** )  
13 **MICHAEL FAGAN,** ) **PROOF OF SERVICE**  
14 **Respondent.** ) **DECLARATION OF**  
15 ) **LILLIAN ANDUJAR**

16 I, LILLIAN ANDUJAR, pursuant to 28 U.S.C. Subsection 1746, declare and state as  
17 follows:

18 1. I am a Revenue Officer with the Internal Revenue Service of the United States  
Department of Treasury at its offices located in Walnut Creek, California.

19 2. On January 16, 2008, a copy of the Order to Show Cause Re: Enforcement of  
20 Internal Revenue Summons and the Verified Petition to Enforce Internal Revenue Service  
21 Summons in this matter were served on Michael Fagan at 1608 Dupree Way, Brentwood,  
22 California..

23 I declare under penalty of perjury that the foregoing is true and correct.

24 Executed on January 25<sup>th</sup>, 2008, Walnut Creek, California.

25  
26 /s/ Lillian Andujar  
27 LILLIAN ANDUJAR  
28

1 **CERTIFICATE OF SERVICE**

2 I, **KATHY TAT** declare:

3 That I am a citizen of the United States of America and employed in San Francisco County,  
4 California; that my business address is Office of United States Attorney, 450 Golden Gate  
5 Avenue, Box 36055, San Francisco, California 94102; that I am over the age of eighteen years,  
6 and am not a party to the above-entitled action.

7 I am employed by the United States Attorney for the Northern District of California and  
8 discretion to be competent to serve papers. The undersigned further certifies that I caused a copy  
9 of the following:

10 **PROOF OF SERVICE DECLARATION OF LILLIAN ANDUJAR**

11 to be served this date upon the party(ies) in this action by placing a true copy thereof in a sealed  
12 envelope, and served as follows:

13  **FIRST CLASS MAIL** by placing such envelope(s) with postage thereon fully prepaid in  
the designated area for outgoing U.S. mail in accordance with this office's practice.

14  **PERSONAL SERVICE (BY MESSENGER/HAND DELIVERED)**

15  **FACSIMILE (FAX) No.:** \_\_\_\_\_

16 to the parties addressed as follows:

17 Michael Fagan  
18 1608 Dupree Way  
Brentwood, Ca 94513

19 I declare under penalty of perjury under the laws of the United States that the foregoing is  
20 true and correct.

22 Executed on **January 25, 2008** at San Francisco, California.

24 \_\_\_\_\_ /s/ Kathy Tat

25 **KATHY TAT**  
26 **Legal Assistant**